

US EPA ARCHIVE DOCUMENT



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

April 5, 2011

Enbridge Energy, Limited Partnership
c/o Mr. Rich Adams
Vice President, Operations
Superior City Centre
Second Floor
1409 Hammond Ave.
Superior, Wisconsin 54880

Re: U.S. EPA Notice of Conditional Approval with Modifications of Enbridge Energy, Limited Partnership's March 31, 2011 submittal in response to the Administrative Order issued by U.S. EPA on July 27, 2010, pursuant to §311(c) of the Clean Water Act (Docket No. CWA 1321-5-10-001) and Supplement to the Administrative Order issued by U.S. EPA on September 23, 2010)

Dear Mr. Adams:

The United States Environmental Protection Agency (U.S. EPA) has completed its review of the following document submitted by Enbridge Energy, Limited Partnership, Enbridge Pipelines (Lakhead) L.L.C., Enbridge Pipelines (Wisconsin), and Enbridge Energy Partners, L.P. (herein collectively referred to as "Enbridge"):

Enbridge Line 6B MP 608, Marshall, Michigan Pipeline Release, Supplement to the Response Plan for Downstream Impacted Areas and the Source Area Response Plan, Commonly Referred to as the "Overbank and Poling Reassessment Work Plan", Enbridge Energy, Limited Partnership, Line 6B Incident, Marshall, Michigan, March 14, 2011, Revised: March 31, 2011.

Pursuant to Paragraph 19 of the July 27, 2010 Order, the above-referenced document ("Overbank and Poling Reassessment Work Plan") is approved with the modifications set forth below.

Specific Comments to the Overbank and Poling Reassessment Work Plan:

1. In addition to poling locations included in the "2011 Poling Focus Areas" shown on Attachment A of the Plan, please provide additional poling locations at the following locations:
 - a. Regularly spaced intervals; 100 foot intervals in high sinuosity areas and 500 foot intervals in low sinuosity areas of the river system as defined in the Conceptual Site Model, and potential depositional areas along the river.

- b. At locations directed by U.S. EPA including, but not limited to, areas where submerged oil is expected to be present and public access areas.
- 2. Section 2.3 Staff:
 - a. Please clarify if the boat captain and deck hand are included in the specified crew.
 - b. Please clarify that the crew also includes 2 representatives from regulatory agencies (e.g. U.S. EPA, MDEQ).
- 3. Section 2.5 Data Analysis:

A report documenting the 2011 reassessment activities, findings and specific recommendations for response actions shall be prepared for all areas where recoverable quantities of oil are detected; the report shall be due to the U.S. EPA within 7 business days of completing reassessment activities or by May 20, 2011, whichever occurs first.
- 4. A reassessment tracking system consisting of at least the following components shall be developed, implemented and maintained:
 - a. Tables and maps/figures to track submerged oil poling and overbank assessment activities performed, field measurements, observations and findings.
 - b. Tracking tables and maps/figures shall be distributed to Ralph Dollhopf, U.S. EPA and Marc DuCharme and Mike Alexander, MDEQ personnel daily during reassessment activities.
 - c. Removal response recommendations shall be included in the summary tables.
 - d. Since some oil removal methods are dependent on water depth, contingency removal response actions shall also be included to provide response actions with varying or different water levels that may be encountered during response actions.
- 5. Section 3.1, Objectives:
 - a. Second bullet: Assessment of areas identified by Fluorescent Light Detection and Ranging (FLS) shall be performed by different personnel with the intent of performing a biased assessment in areas of identified oil.
- 6. Please schedule a regular daily meeting for coordination of efforts and data sharing between the following operational groups during all reassessment activities: Poling Reassessment Group, O&M Group, and Overbank Reassessment Group.

The revised Overbank and Poling Reassessment Work Plan, as modified above, shall be submitted to U.S. EPA no later than 17:00 hours Eastern, April 6, 2011. The document shall also be concurrently submitted electronically in Microsoft Word format.

If you have any questions regarding this letter, please contact me immediately at (231) 301-0559.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ralph Dollhopf", written over the printed name.

Ralph Dollhopf
Federal On-Scene Coordinator and Incident Commander
U.S. EPA, Region 5

cc: L. Kirby-Miles, U.S. EPA, ORC
J. Cahn, U.S. EPA, ORC
J. Kimble, U.S. EPA, Dep. IC, FOSC
M. Durno, U.S. EPA, Dep. IC, Section Chief
T. Edwards, U.S. EPA
S. Wolfe, U.S. EPA
M. Ducharme, MDEQ
M. Alexander, MDEQ
Records Center, U.S. EPA, Reg. V